

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, FEBRUARY 3, 2022

Senate Chamber

President McGeachin called the Senate to order at 11:15 a.m.

Roll call showed all members present except Senator Lodge, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shyanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of February 2, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

February 3, 2022

The JUDICIARY AND RULES Committee reports that [S 1254](#), [S 1255](#), [S 1256](#), [S 1257](#), [S 1258](#), [S 1259](#), [S 1260](#), [S 1261](#), [S 1262](#), and [S 1263](#) have been correctly printed.

LAKEY, Chairman

[S 1254](#) was referred to the Transportation Committee.

[S 1255](#) was referred to the Education Committee.

[S 1256](#), [S 1257](#), [S 1258](#), and [S 1259](#) were referred to the Health and Welfare Committee.

[S 1260](#) was referred to the Commerce and Human Resources Committee.

[S 1261](#), [S 1262](#), and [S 1263](#) were referred to the State Affairs Committee.

February 2, 2022

The LOCAL GOVERNMENT AND TAXATION Committee reports out [S 1248](#) with the recommendation that it do pass.

RICE, Chairman

[S 1248](#) was filed for second reading.

February 2, 2022

The RESOURCES AND ENVIRONMENT Committee reports out [S 1227](#) with the recommendation that it do pass.

VICK, Chairman

[S 1227](#) was filed for second reading.

February 2, 2022

The JUDICIARY AND RULES Committee reports out [S 1240](#) with the recommendation that it do pass.

LAKEY, Chairman

[S 1240](#) was filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Hyatt Erstad of Boise, Idaho, was reappointed to the Idaho Health Insurance Exchange Board to serve a term commencing April 10, 2021, and expiring April 10, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Commerce and Human Resources Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mark Tschampl of Boise, Idaho, was appointed as the Administrator of the Idaho Division of Veterans Services to serve a term commencing April 19, 2021, and will serve at the pleasure of the Governor.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Joseph Forney of Boise, Idaho, was appointed to the Idaho Endowment Fund Investment Board to serve a term commencing October 18, 2021, and expiring April 11, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Brian Yeargain of Boise, Idaho, was appointed to the Idaho Endowment Fund Investment Board to serve a term commencing October 18, 2021, and expiring April 11, 2025.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

February 2, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that Mark Watkins of Rexburg, Idaho, was appointed to the Commission for the Blind and Visually Impaired to serve a term commencing December 17, 2021, and expiring July 1, 2023.

This appointment is subject to confirmation by the Senate, and notice of appointment is hereby given.

Sincerely,
/s/ Brad Little
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the Health and Welfare Committee.

The Senate advanced to the Ninth Order of Business.

Messages from the House

February 2, 2022

Dear Madam President:

I transmit herewith [H 472](#), which has passed the House.

MAULIN, Chief Clerk

[H 472](#) was filed for first reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

S 1264

BY RESOURCES AND ENVIRONMENT COMMITTEE AN ACT

RELATING TO LAND REMEDIATION; AMENDING SECTION 39-7202, IDAHO CODE, TO REVISE PROVISIONS REGARDING LEGISLATIVE FINDINGS; AMENDING SECTION 39-7203, IDAHO CODE, TO REVISE A DEFINITION AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 39-7208, IDAHO CODE, TO REVISE PROVISIONS REGARDING RESCISSION; AMENDING SECTION 39-7211, IDAHO CODE, TO REVISE TERMINOLOGY AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1265

BY HEALTH AND WELFARE COMMITTEE AN ACT

RELATING TO DEATHS; AMENDING SECTION 14-104, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 14-107, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 31-2117, IDAHO CODE, TO REVISE PROVISIONS REGARDING NOTIFICATION OF CERTAIN DEATHS; AMENDING SECTION 31-3412, IDAHO CODE, TO REVISE PROVISIONS REGARDING INDIGENT BURIAL OR CREMATION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

S 1266

BY HEALTH AND WELFARE COMMITTEE AN ACT

RELATING TO DECEASED PERSONS; AMENDING SECTION 14-104, IDAHO CODE, TO REVISE A PROVISION REGARDING DEATH OF AN INTESATE STRANGER AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 14-107, IDAHO CODE, TO REVISE A PROVISION REGARDING NOTIFICATION TO A PUBLIC ADMINISTRATOR OF A DECEDENT'S PROPERTY AND TO MAKE TECHNICAL CORRECTIONS; AMENDING SECTION 31-2117, IDAHO CODE, TO REVISE A PROVISION REGARDING DISPOSAL OF MONEY OR PROPERTY FOUND ON A DEAD BODY AND TO MAKE

TECHNICAL CORRECTIONS; AMENDING SECTION 31-3412, IDAHO CODE, TO REVISE A PROVISION REGARDING INDIGENT BURIAL OR CREMATION, TO AUTHORIZE CREMATION BY A CORONER IN CERTAIN INSTANCES, AND TO MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

[S 1264](#), [S 1265](#), and [S 1266](#) were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

[H 472](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

Senator Lodge was recorded present at this order of business.

[S 1232](#), [S 1234](#), [S 1235](#), and [S 1236](#), by Commerce and Human Resources Committee, were read the second time at length and filed for third reading.

[S 1231](#), by Transportation Committee, was read the second time at length and filed for third reading.

[S 1247](#), by Education Committee, was read the second time at length and filed for third reading.

[S 1245](#) and [S 1246](#), by Health and Welfare Committee, were read the second time at length and filed for third reading.

[S 1241](#) and [S 1249](#), by Local Government and Taxation Committee, were read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 443](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senators Anthon, Harris, Rice and Acting Senator Blair disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Bayer, Vick, Zito. Total - 3.

Total - 35.

Whereupon the President declared [H 443](#) passed, title was approved, and the bill ordered returned to the House.

The Senate advanced to the Fifteenth Order of Business.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 12:08 p.m. until the hour of 11 a.m., Friday, February 4, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary

Miscellaneous Business